

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

**EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,**)
Plaintiff,)
v.)
FREEMAN,)
Defendant.)

Case No. RWT-09-CV-2573

JOINT STIPULATION OF PARTIAL DISMISSAL OF CLAIM WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff U.S. Equal Employment Opportunity Commission (“EEOC”) and Defendant Freeman (“Defendant”) file the instant Joint Stipulation of Partial Dismissal of Claim with Prejudice in the above-styled and numbered action.

EEOC and Defendant hereby stipulate to dismissal with prejudice of EEOC's Title VII disparate impact claim related to a class of Hispanic job applicants set forth in Paragraph No. 10 of EEOC's Complaint (CM/ECF Document No. 1).

EEOC and Defendant further stipulate that all other claims in the Complaint regarding a class of Black job applicants and a class of male job applicants shall remain unaffected by the partial dismissal with prejudice.

Respectfully submitted,

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

AKIN GUMP STRAUSS HAUER & FELD LLP

/s W. Randolph Teslik

Donald R. Livingston (Bar No. 15787)

W. Randolph Teslik (Bar No. 03726)

John T. Koerner (Bar No. 29806)

1333 New Hampshire Avenue, N.W.

Washington, DC 20036

Telephone: (202) 887-4000

Facsimile: (202) 887-4288

dlivingston@akingump.com

rteslik@akingump.com

jkoerner@akingump.com

Attorneys for Defendant Freeman